

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE  
MIDDLE DISTRICT OF ALABAMA, EASTERN DIVISION

|                           |   |                  |
|---------------------------|---|------------------|
| ANTHONY T. LEE, et al.,   | ) |                  |
|                           | ) |                  |
| Plaintiffs,               | ) |                  |
|                           | ) |                  |
| UNITED STATES OF AMERICA, | ) |                  |
|                           | ) |                  |
| Plaintiff-Intervenor      | ) |                  |
| and Amicus Curiae,        | ) |                  |
|                           | ) |                  |
| NATIONAL EDUCATION        | ) |                  |
| ASSOCIATION, INC.,        | ) |                  |
|                           | ) |                  |
| Plaintiff-Intervenor,     | ) |                  |
|                           | ) |                  |
| v.                        | ) | CIVIL ACTION NO. |
|                           | ) | 3:70cv846-T      |
| MACON COUNTY BOARD OF     | ) | (WO)             |
| EDUCATION, et al.,        | ) |                  |
|                           | ) |                  |
| Defendants.               | ) |                  |

ORDER

With regard to the efforts of the parties to move this case towards "unitary status" and based upon the representations made during a status conference on August 19, 2005, it is ORDERED as follows:

- (1) Another status conference is set for October 24, 2005 at 8:30 a.m. Plaintiff intervenor United

States of America is to arrange for the conference to be conducted by telephone.

- (2) Three business days prior to the status conference, the parties shall file with the court a joint proposal as to how the parties and the court should proceed in this case towards a declaration of unitary status and for the eventual termination of this litigation.

DONE, this the 22nd day of August, 2005.

/s/ Myron H. Thompson  
UNITED STATES DISTRICT JUDGE